A meeting of the Board of Governors of the Metropolitan Community College Area was called to order at 6:30 p.m.

Chair Monahan asked Rita Eyerly, Recording Secretary to the Board, to call the roll:

MEMBERS PRESENT

Brad Ashby, returned at 6:34 p.m.
Erin Feichtinger
Adam Gotschall
Steve Grabowski, Treasurer
Ron Hug, arrived at 6:31 p.m.
Phillip Klein
Linda McDermitt, Secretary
Maureen Monahan, Chair
Angela Monegain
Zach Reinhardt, Assistant Secretary
Fred Uhe, Vice Chair
Joe Baker, Ex Officio Faculty
Brianna Ouedraogo, Ex Officio Student

Also Present: Randy Schmailzl, College President

Agenda Item 1d—Announcement of Posted Location of Open Meetings Act

Following the Pledge of Allegiance, the Chair reported that a copy of the Nebraska Open Meetings Act had been posted in the rear of the room

Agenda Item 1e—Recording of Notice of Public Meeting

The Chair then reported on the recording of the Notice of Public Meeting and stated the following:

1. Proof of Publication, pursuant to Policy 10503 of the Board of Governors, in the form of an affidavit of an employee of the Omaha World-Herald, to the effect that notice of this meeting was published in that newspaper on October 15, 2021, and on the Omaha World-Herald website Omaha.com from October 15 – 21, 2021.
2. Affidavit of College employee Rita Eyerly, to the effect that a copy of the published Notice of Meeting was transmitted to each member of the Board of Governors in a manner specified by Policy 10503 of the Board of Governors.

The notice of the meeting stated that an agenda for this meeting, kept continually current, was available for public inspection at the principal office of the Board of Governors, Building No. 30, 30th and Fort Streets, Omaha, Nebraska, by making prior arrangements by calling 531-622-2415.

Without objection, the Chair of the Board ordered that the affidavits be attached to the minutes of the meeting and made a part of the official proceedings of the Board of Governors.

Agenda Item 2—Public Comments

There were no public comments.

Agenda Item 3—Report Agenda

Agenda Item 3a—Ex Officio Board Members’ Reports

- **Student Ex Officio Report**

  Ouedraogo shared highlights from the report in the Board material, noting her role in the Student Leadership Conference. She was the moderator for a Professional Leadership Panel, comprised of leaders from the community, and was a panelist on the Student Leadership Panel.

  She noted there are seven candidates running for the position of Student Ex Officio Board member. Voting happens in early November.

  Feichtinger asked Ouedraogo to share her biggest take-away from the Student Leadership Conference. Ouedraogo noted she was encouraged by the story of a former MCC student who opened the restaurant *Okra* during the pandemic. She rose above the obstacles to live her dream.

- **Faculty Ex Officio Report**

  Baker introduced Dr. Joy Schulz, History Instructor, and Sheila Talbitzer, Photography Instructor, to report on their individual sabbaticals.

  Schulz provided a recap of her sabbatical project, where she completed a manuscript on Polynesian culture and history. The book features Tahitian and Hawai’ian Queens and their role in their culture and history.

  Schulz stated her research enriches her teaching with a broader knowledge and awareness of cultures, specifically indigenous people. She noted she feels the research makes her a better scholar and allows her to relate to her students.
She plans to give several presentations at MCC during Asian American and Pacific Islander Heritage Month in 2022.

Feichtinger thanked Schulz, noting that her presentation is a reminder of the “top-notch” faculty at MCC, including those who conduct research.

Talbitzer shared photos of some of the work she did during her sabbatical. The focus of her photography work during sabbatical was from the patient perspective of the intersection of photography and healthcare.

She shared her personal experience as a patient and how it transcended into photography, using her personal MRI images to intersect with art to illustrate her experience as a patient with a chronic disease. She explained several images and how they represent her medical experience and her feelings or relationship with the disease.

Talbitzer noted she used the photographic lighting procedures, techniques and Photoshop software that she teaches in the classroom. Using the limited space in her home gave her a perspective of what her students may need to be aware of when they move into the workplace and may need to work in small spaces.

Feichtinger noted her strong reaction to the photos on Talbitzer’s website and stated she looks forward to reviewing them again, now that she knows the backstory. She asked why students are drawn to photography.

Talbitzer stated that students may wish to do product/commercial or personal photography, which can be good careers. She also teaches photography as a fine art, within the concept that photography is based in truth but can be manipulated.

Agenda Item 3b—Board Members’ Reports

Feichtinger attended Omaha Food Day and noted her pride in being a part of MCC, and the connection and respect the culinary program has within the community. She also thanked the MCC team again for the ePantry impact and the partnerships developed.

McDermitt attended a Metro Area Planning Agency meeting, stating the topics included redistricting and continuing the work on providing more transportation within the greater Omaha area.

Agenda Item 3c—Chair of the Board’s Report

Monahan noted her attendance at the Association of Community College Trustees 2021 Leadership Congress. She stated there were many discussions on the impact of mental health/stress on students and faculty in the past months. She heard of many community colleges still struggling, noting the value of having the support of community and industry as MCC partners.
Agenda Item 3d—President's Report

Schmailzl introduced Julie Lanxon, Executive Assistant to the President and Recording Secretary to the Board, when Rita Eyerly retires in early 2021. Lanxon comes to MCC from the University of Nebraska Lincoln, where she served for over 17 years in a variety of administrative support roles.

Schmailzl introduced T. Hank Robinson, Vice President for Institutional Effectiveness, who recently joined the College. He came from the University of Nebraska Omaha where he served as Institutional Effectiveness Director, following eleven years of policy and research leadership within the field of criminal justice.

Schmailzl invited Robinson to provide an overview of the economic and workforce landscape, which will serve as context for the College’s strategic planning in the coming years.

Robinson began with presenting Neb. Rev. Stat. § 85-962 for community colleges which instructs that community colleges should be student-centered, open access institutions primarily aimed at promoting the success of diverse student populations.

MCC’s strength depends on consistent service to our constituencies over time, through being a good community partner and demonstrating impact.

In the coming year, the plan is for administration to come to the Board in an on-going conversation regarding the alignment of obligations with the capacity to deliver relevant education in light of both internal and external obligations.

Robinson shared statistics showing the difference between the six Nebraska community college areas in terms of population, enrolled FTE, state aid allocation and degrees awarded. MCC’s service area encompasses 42.34% of the state population but only receives 32% of the state aid allocation.

Robinson shared Nebraska’s unemployment rate from 2017 to March 2021. The current 2.2% unemployment rate means Nebraska is using 97.8% of the available workforce. Interpreted, that means that approximately 22,000 Nebraska residents (16 years of age or older), who are seeking work, are currently unemployed in Nebraska. The Nebraska Department of Labor (DOL) shows that the biggest loss of jobs is in the hospitality industry, information sciences and finance/insurance services.

The Nebraska DOL surveyed employers, asking what is making it hard to fill jobs. The answers included lack of: 1) applicants; 2) occupation specific skills; 3) work experience; and 4) work history. Based on these answers, MCC plans to explore what can be done to help rebuild the workforce. Administration is committed to doing our part in helping students and families break the cycle of poverty.
Discussion ensued around wages and benefits and the conditions to find qualified applicants.

**Agenda Item 3e—Regular Monthly Reports—Randy Schmailzl**

Uhe inquired about the rising natural gas costs for the College, asking if there are budget concerns or ways to mitigate the usage.

Schmailzl noted the College does track monthly utility usage. He referenced the Central Utility Plant on the Fort Omaha Campus which provides energy and helps control energy consumption for the new buildings on the Campus. The new Automotive Training Center at the South Omaha Campus utilizes solar energy for electricity.

The College is somewhat at the mercy of the Metropolitan Utilities District, as the only gas provider in Omaha. The budget will allow the College to cover the increases.

Schmailzl noted he will add a report to the November Board meeting on utilities for a more thorough explanation.

**Agenda Item 3f—Quarterly Reports—Randy Schmailzl**

There were no questions or comments.

**Agenda Item 3g—Report on Academic Advisory Committees—Dr. Tom McDonnell, Vice President for Academic Affairs**

McDonnell referenced the list of advisory committees in the Board material and shared some statistics. MCC offers over 100 degrees and certificates in seven academic areas of focus. There are 32 industry advisory committees made up of more than 1,000 individual advisors, representing small business, major corporations, and public employers. The College relies on these individuals to provide feedback and support to ensure what MCC students are learning is relevant and equips students with the best skillset to meet real-world demands when they enter the workforce.

McDonnell referenced the Economic Modeling Statistics Incorporated (EMSI) reports used by the College to review the job outlook data for the MCC service area, educational attainment required by career field, and income potential by career field. He noted that Skillabi by EMSI generates reports on relevant skills sought by local employers seeking skilled workers. It is interesting to note that communication is the number one skill identified across the array of job opportunities, with critical thinking and working as a team player being near the top of the desired skills.

The report in the Board material reflects the composition of the committees in the current year.

McDonnell shared some examples of how the College has utilized input from the people serving on the Advisory Committees. He cited the example of the Automotive Advisory
Committee providing input as the Automotive Technology Center was conceptualized and built, resulting in a world-class training center and program.

Uhe inquired about the difference in the numbers on the various committees. McDonnell noted that the best scenario is to rotate community representatives, with numbers varying based on the specializations with the academic areas. Some committees may meet in sub-sets rather than the entire committee.

**Agenda Item 3h—Redistricting Update—Dave Hohman, Legal Counsel to the Board**

Hohman reviewed data provided by the Metro Area Planning Agency (MAPA), including a map showing the 2020 MCC District populations. MAPA is waiting on county-level precinct information due by November 1, 2021. The maps presented at this meeting were simply examples of how new MCC districts could look. Hohman reviewed the various scenarios presented, emphasizing how to bring all the districts within a 5% deviation as requested in the Board’s previously determined redistricting criteria. One scenario moved the District 4 boundary about one mile west. Another possible scenario merged Washington and Dodge Counties. The third scenario followed the Omaha Public Schools boundaries in Sarpy County, as much as possible.

Conversation ensued with Board members offering opinions and expressing concerns. Hohman emphasized these are possible scenarios, pending the receipt of the date from the four county precincts. The goal is to have three scenarios for redistricting at the November 16 Board meeting. Josh Corrigan, from MAPA, plans to attend the November meeting to report and answer questions.

**Agenda Item 4—Consent Agenda Items**

Items remaining on the consent agenda are 6a and 6f

**Agenda Item 5—Items Removed from Consent Agenda (If Any)**

Removed from the Consent Agenda were: 6b, 6c, 6d, 6e, 6g, 6h

**Agenda Item 6—Action Agenda**

**Agenda Item 6a—Consideration of Approval of Minutes of September 14, 2021 Board of Governors’ Meeting, Board Doc. 7789**

**Agenda Item 6f—Consideration of Resolution Approving and Accepting the Final Drawings for Repair of Interior Instructional Space at the South Omaha Campus Mahoney Building, Board Doc. 7794**

WHEREAS, BVH Architects has completed the final drawings for repair of the internal instructional space caused by the roof collapse at the Mahoney building on the South Omaha Campus on August 7, 2021; and,
WHEREAS, the final drawings reflect the intended use of the space as flexible multi-disciplinary lab and instructional space for the College’s Health Science programs; and,

WHEREAS, administration hereby presents said final drawings to this Board for its review and approval.

NOW THEREFORE BE IT RESOLVED that this Board of Governors approves the final drawings for the repair of damage to the internal instructional space caused by the roof collapse at the Mahoney building on the South Omaha Campus on August 7, 2021.

MOTION: Grabowski moved to approve the Consent Agenda with Agenda Items 6a and 6f remaining; Reinhardt seconded the motion.

Feichtinger, yes
Gotschall, yes
Grabowski, yes
Hug, yes
Klein, yes
McDermitt, yes
Monahan, yes
Monegain, no
Reinhardt, yes
Uhe, yes
Ashby, yes

Motion failed. The “no” vote determines that all the agenda resolutions must be voted on individually.

Agenda Item 6a—Consideration of Approval of Minutes of September 14, 2021 Board of Governors’ Meeting, Board Doc. 7789

MOTION: Grabowski moved to approve the Agenda Item 6a; Hug seconded the motion.

Gotschall, yes
Grabowski, yes
Hug, yes
Klein, yes
McDermitt, yes
Monahan, yes
Monegain, yes
Reinhardt, yes
Uhe, yes
Ashby, yes
Feichtinger, yes

Motion carried.
Agenda Item 6b—Consideration of Resolution Approving Personnel Appointments and Separations, Board Doc. 7790

WHEREAS, Per Board Policy 60205, the Board of Governors shall have final approval of all full-time contracts for administrative, support and faculty personnel.

NOW THEREFORE BE IT RESOLVED that the following appointments and employment contracts be approved by the Board of Governors:

<table>
<thead>
<tr>
<th>Name</th>
<th>Position</th>
<th>Contract Period</th>
<th>Contract Salary</th>
</tr>
</thead>
<tbody>
<tr>
<td>Eldridge Bell</td>
<td>Academic Advisor</td>
<td>11/01/2021-06/30/2022</td>
<td>$31,767.18</td>
</tr>
<tr>
<td>David Bentz</td>
<td>Instructional Designer</td>
<td>11/01/2021-06/30/2022</td>
<td>$44,665.80</td>
</tr>
<tr>
<td>Cynthia Catherwood</td>
<td>Associate Vice President for Academic Affairs</td>
<td>11/01/2021-06/30/2022</td>
<td>$80,904.78</td>
</tr>
<tr>
<td>Andrew Dillon</td>
<td>Academic Advisor</td>
<td>11/01/2021-06/30/2022</td>
<td>$31,596.66</td>
</tr>
<tr>
<td>Scott Kardell</td>
<td>Director of Facilities Operations</td>
<td>1/29/2021-06/30/2022</td>
<td>$73,755.22</td>
</tr>
<tr>
<td>Hollie Knake</td>
<td>Associate Vice President for Student Affairs</td>
<td>11/01/2021-06/30/2022</td>
<td>$66,666.36</td>
</tr>
<tr>
<td>John Leddy</td>
<td>Product Manager of IT Application Technologies</td>
<td>11/01/2021-06/30/2022</td>
<td>$52,333.98</td>
</tr>
<tr>
<td>Katherine Leszczynski</td>
<td>Coordinator of Internal Communications</td>
<td>11/01/2021-06/30/2022</td>
<td>$38,678.46</td>
</tr>
<tr>
<td>Troy Peterson</td>
<td>Nursing Instructor</td>
<td>12/01/2021-06/30/2022</td>
<td>$39,541.60</td>
</tr>
<tr>
<td>Monique Tate</td>
<td>Student Resource Specialist</td>
<td>11/01/2021-06/30/2022</td>
<td>$36,000.60</td>
</tr>
<tr>
<td>Barbara Thomas</td>
<td>Workforce Development Coach</td>
<td>11/01/2021-06/30/2022</td>
<td>$36,667.02</td>
</tr>
<tr>
<td>Fallon Watts</td>
<td>Associate Registrar</td>
<td>11/01/2021-06/30/2022</td>
<td>$41,333.70</td>
</tr>
</tbody>
</table>

BE IT FURTHER RESOLVED that the following separations be acknowledged and accepted by the Board of Governors:

<table>
<thead>
<tr>
<th>Name</th>
<th>Position</th>
<th>Effective Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>Melinda Classen</td>
<td>Disability Support Services Counselor</td>
<td>10/29/2021</td>
</tr>
<tr>
<td>Monique Cribbs</td>
<td>Director of Enrollment</td>
<td>10/15/2021</td>
</tr>
<tr>
<td>Willis Kennedy, Jr.</td>
<td>Construction Technology Instructor</td>
<td>09/22/2021</td>
</tr>
<tr>
<td>Joy Schulz</td>
<td>History Instructor</td>
<td>02/28/2022</td>
</tr>
<tr>
<td>Bernard Sedlacek</td>
<td>Director of Facilities Management, Planning &amp; Construction</td>
<td>01/03/2022</td>
</tr>
<tr>
<td>Lukas Sutton</td>
<td>Development Manager</td>
<td>10/22/2021</td>
</tr>
<tr>
<td>Laela Williams</td>
<td>Enrollment Supervisor</td>
<td>09/17/2021</td>
</tr>
<tr>
<td>Kelsea Wolfe</td>
<td>Integrated Instruction Coordinator</td>
<td>10/15/2021</td>
</tr>
</tbody>
</table>

MOTION: Grabowski moved to approve the Agenda Item 6b; Hug seconded the motion.

Ashby asked for clarification regarding contract salary and gross amount as shown on the appointments document. Schmailzl explained that the contract salary covers the contract period noted in the resolution, which is abbreviated from the total contract year. The gross salary covers the full contract year.

Grabowski, yes
Hug, yes
Klein, yes
McDermitt, yes
Monahan, yes
Monegain, yes
Reinhardt, yes
Uhe, yes
Ashby, yes
Feichtinger, yes
Gotschall, yes

Motion carried.

Agenda Item 6c—Consideration of Resolution Approving General Pay Increases and the Pay Rate Schedule for Regular Exempt and Non-Exempt Non-Bargaining Unit Employees, Board Doc. 7791

BE IT RESOLVED, that the Board of Governors hereby approves the following actions with pay rate adjustments effective July 1, 2021:

1. For all regular exempt and non-exempt non-bargaining unit employees who have served in their current position or a comparable position at the College during the fiscal year July 1, 2020, through June 30, 2021, provide 3.75% total package increase (salary and benefits), which results in a pay increase of 3.9552% for fiscal year 2021-22.

2. For all regular exempt and non-exempt non-bargaining unit employees who have served in their current position or a comparable position at the College for less than a full year during the period July 1, 2020, through June 30, 2021, provide a pay increase for fiscal year 2021-22 as follows: 3.3552% plus a prorated portion of the remaining .60% allocated for pay increases.

3. Evaluate and adjust the pay rates of those individuals who have assumed additional or lesser responsibilities and/or whose pay rate is inconsistent with internal equity. Any such pay rate adjustments shall be made retroactive to the effective date established at the time the position is reviewed or the change in assignment occurred.

4. For all regular exempt and non-exempt non-bargaining unit positions, increase the midpoints for Job Groups A through L by 3.36%, and adjust the pay ranges accordingly in the Metropolitan Community College Pay Rate Schedule for 2021-22.

5. Evaluate and adjust any new hires, transfers, promotions, and position reclassifications that occurred during the fiscal year that began July 1, 2021, to ensure that placement and pay rates are in compliance with the Pay Rate Schedule for 2021-22.

BE IT FURTHER RESOLVED, that the Board of Governors hereby approves and adopts the Metropolitan Community College Pay Rate Schedule for 2021-22 for Non-Bargaining Unit Positions setting forth the pay grades (job groups) and the pay ranges for such pay grades (job groups) to be implemented for the fiscal year beginning July 1, 2021.

MOTION: Grabowski moved to approve the Agenda Item 6c; Hug seconded the motion.

Hug, yes
Klein, yes
McDermitt, yes
Monahan, yes
Monegain, yes
Reinhardt, yes
Uhe, yes
Ashby, no
Feichtinger, yes
Gotschall, yes
Grabowski, yes

Motion carried.

**Agenda Item 6d—Consideration of Resolution Authorizing Approving Part-Time Credit Instruction Pay Schedule Revision, Board Doc. 7792**

**BE IT RESOLVED** that the Board of Governors of the Metropolitan Community College Area approves increasing the pay for faculty employed under part-time credit instruction contracts by $30 per ECH, from $520 to $550, effective with the winter 2021-22 academic quarter.

**MOTION:** Reinhardt moved to approve the Agenda Item 6d; Hug seconded the motion.

Ashby asked for clarification of the term Equivalent Credit Hour (ECH). Schmailzl explained it is how instruction pay is computed. McDonnell explained it is a calculation based on time on task for the instructor for lecture time and lab time. Based on the amount of lecture and lab hours in a class, the ECH is calculated with payment spread out over several payments.

Klein, yes
McDermitt, yes
Monahan, yes
Monegain, yes
Reinhardt, yes
Uhe, yes
Ashby, yes
Feichtinger, yes
Gotschall, yes
Grabowski, yes
Hug, yes

Motion carried.

**Agenda Item 6e—Consideration of Resolution Authorizing Elimination of the Dental Assisting Program, Board Doc. 7793**

**WHEREAS,** Metropolitan Community College seeks to provide high wage, high demand, and high skill career opportunities to students in the College’s four-county service area;
**WHEREAS**, the College also seeks to offer career degree programs based on high student and employer demand;

**WHEREAS**, the Dental Assisting program has been unable to attract more than two students in each of the last three years, and has not met CCPE completion or student credit hour thresholds for at least the past five years;

**WHEREAS**, low student demand is likely the result of low wages paid for Dental Assistants in the four-county area and;

**WHEREAS**, the Dental Assisting lab suffered the bulk of the damage from the August 7, 2021, storm event that caused a partial roof collapse at the South Campus Mahoney building;

**BE IT RESOLVED**, that the Board of Governors of the Metropolitan Community College Area hereby authorizes the College to eliminate the Dental Assisting academic program and teach out (as needed) any students who may be enrolled in the program currently.

**MOTION**: Gottschall moved to approve the Agenda Item 6e; Hug seconded the motion.

Hug stated he would like to see the College offer a certificate program so that dental assistants would know what the job entails before being hired by a dentist. Schmailzl noted the College could look at a non-credit program.

McDermitt, yes
Monahan, yes
Monegain, yes
Reinhardt, yes
Uhe, yes
Ashby, yes
Feichtinger, yes
Gotschall, yes
Grabowski, yes
Hug, yes
Klein, yes

Motion carried.

**Agenda Item 6f—Consideration of Resolution Approving and Accepting the Final Drawings for Repair of Interior Instructional Space at the South Omaha Campus Mahoney Building, Board Doc. 7794**

**WHEREAS**, BVH Architects has completed the final drawings for repair of the internal instructional space caused by the roof collapse at the Mahoney building on the South Omaha Campus on August 7, 2021; and,

**WHEREAS**, the final drawings reflect the intended use of the space as flexible multi-disciplinary lab and instructional space for the College’s Health Science programs; and,

**WHEREAS**, administration hereby presents said final drawings to this Board for its review and approval.
NOW THEREFORE BE IT RESOLVED that this Board of Governors approves the final drawings for the repair of damage to the internal instructional space caused by the roof collapse at the Mahoney building on the South Omaha Campus on August 7, 2021.

MOTION: Grabowski moved to approve the Agenda Item 6f; Reinhardt seconded the motion.

Monahan, yes
Monegain, yes
Reinhardt, yes
Uhe, yes
Ashby, yes
Feichtinger, yes
Gotschall, yes
Grabowski, yes
Hug, yes
Klein, yes
McDermitt, yes

Motion carried.

Agenda Item 6g—Consideration of Resolution Approving the Purchase of Computer and Network Services Equipment, Board Doc. 7795

BE IT RESOLVED, that the Board of Governors of the Metropolitan Community College Area hereby approves the purchase of computer and network services equipment in an amount not to exceed $2,800,000 utilizing state contracts or consortium pricing with such modifications, changes, and amendments, as the President in consultation with the College Legal Counsel, may deem appropriate and in the best interests of the College.

MOTION: Hug moved to approve the Agenda Item 6g; Reinhardt seconded the motion.

Ashby asked for clarification on the life span of the equipment. Chad Lynch, Chief Information Officer, was called on to answer. Cisco is the primary provider of network equipment. Ashby asked if the equipment is for the MCC network, not students. There was a brief conversation regarding lifecycles for equipment. Lynch noted that lifecycle span of three to four years is an average used to cover all PC and tech equipment. Lynch stated most of MCC’s equipment does last five to seven years. However, the Personal Computer Matching Group (PCMG) reviews all equipment every three to four years. Lynch noted the College tries to use equipment as long as possible.

Monegain, yes
Reinhardt, yes
Uhe, yes
Ashby, yes
Feichtinger, yes
Gotschall, yes
Grabowski, yes
Hug, yes
Klein, yes
McDermitt, yes
Monahan, yes

Motion carried.

**Agenda Item 6h—Consideration of Resolution Approving One Permanent and Two Temporary Easements Over the College’s Elkhorn Valley Campus to the Metropolitan Utilities District for Infrastructure Improvement, Board Doc. 7796**

**WHEREAS**, MUD has requested one permanent easement (20,747.72 ft² [0.476 acres]) and two temporary easements (13,438.95 ft² [0.309 acres] and 9,793.26 ft² [0.225 acres]) over a portion of the College’s Elkhorn Valley Campus to install a new water line; and,

**WHEREAS**, MUD has offered the College eight thousand dollars ($8,000.00) for the three easements ($4,760.00 for the permanent easement; and $1,854.00 and $1,350.00 for the two temporary easements, rounded up to $8,000.00); and,

**WHEREAS**, upon completion MUD will return the College’s property to at least as good a condition as it was in before work began, and;

**WHEREAS**, administration has studied MUD’s offer and recommends granting the one permanent and two temporary easements for the offered price.

**BE IT RESOLVED** by this Board that it approves granting to MUD one permanent easement, of approximately 20,747.72 ft² (0.476 acres) for $4,760.00, and two temporary easements of 13,438.95 ft² (0.309 acres) and 9,793.26 ft² (0.225 acres) for $1,854.00 and $1,350.00 respectively, rounded up to the total of $8,000.00; and,

**BE IT FURTHER RESOLVED** by this Board that it authorizes the College President to take all actions that are or may be necessary or proper to execute said transaction as the President, in consultation with College legal counsel, may deem appropriate and in the best interest of the College.

**MOTION**: Hug moved to approve the Agenda Item 6h; Gottschall seconded the motion.

Hug asked whether vacation or abandonment of the easement by MUD would cause it to revert back to the College. Jim Thibodeau, MCC General Counsel, noted that MUD will be installing a water line under the College’s property and has requested the easements for installation and access for future maintenance of the line, but that the College will maintain ownership of the property. Thibodeau stated that he would speak with MUD about adding specific language stating that the interests conveyed in the easement will revert to the College if it is abandoned or vacated by MUD.

Grabowski referenced Line 41 in the Resolution that states the Board authorizes the College President to take all actions that are or may be necessary or proper to execute said transactions, as the President, in consultation with College legal counsel, may deem appropriate and in the best interest of the College.
Schmailzl reassured the Board that if MUD did not agree with the changes, the Resolution would be brought back to the Board for consideration.

Thibodeau summarized by saying MUD needs the easement more than the College needs to give it to them.

Reinhardt, yes
Uhe, yes
Ashby, yes
Feichtinger, yes
Gotschall, yes
Grabowski, yes
Hug, yes
Klein, yes
McDermitt, yes
Monahan, yes
Monegain, yes

Motion carried.

**Agenda Item 7—Adjournment**

**MOTION:** Grabowski moved to adjourn the meeting; Hug seconded the motion.

Uhe, yes
Ashby, yes
Feichtinger, yes
Gotschall, yes
Grabowski, yes
Hug, yes
Klein, yes
McDermitt, yes
Monahan, yes
Monegain, not in the room for the roll call
Reinhardt, yes

Motion carried. The meeting was adjourned at 8:20 p.m.
These minutes are unofficial and are subject to revision and approval at the next meeting of the Board of Governors
AFFIDAVIT OF TRANSMISSION OF NOTICE OF
MEETING OF BOARD OF GOVERNORS OF
METROPOLITAN COMMUNITY COLLEGE AREA

STATE OF NEBRASKA )
COUNTY OF DOUGLAS ) SS

Rita Eyerly, being first duly sworn upon oath deposes and states as follows:

1. That pursuant to direction received from the Chair of the Board of Governors of the Metropolitan Community College Area, I caused the following Notice to wit:

NOTICE OF MEETINGS

Notice is hereby given that the Board of Governors of the Metropolitan Community College Area will meet on Tuesday, October 26, 2021, commencing at 6:30 o'clock P.M. at the Fort Omaha Campus, 32nd & Sorensen Parkway, in the Institute for the Culinary Arts, Building #22, Room #201, Omaha, Douglas County, Nebraska, which meeting will be open to the public. An agenda for such meeting, kept continually current, is readily available for public inspection at the principal office of said Board of Governors, 30th & Fort Streets, Building #30, Omaha, Nebraska, during normal business hours.

Maureen Monahan
Chair, Board of Governors

PUBLISH on Friday, October 15, 2021

to be published in Omaha World-Herald on October 15, 2021; and that the order to said newspaper was made by electronic transmission on October 13, 2021.

1. That on October 13, a copy of such Notice was addressed and sent by e-mail or, if so requested, by personal delivery to each member of the Board of Governors.

Further affiant sayeth not.

Rita Eyerly

SUBSCRIBED AND SWORN TO before me this 15 day of October, 2021

Notary Public

State of Nebraska – General Notary
Joe W. Emery
My Commission Expires
November 30, 2022
METROPOLITAN COMMUNITY COLLEGE  
PO BOX 3777  
OMAHA, NE 68103

Date: October 15, 2021

Affidavit of Publication

OMAHA World-Herald

NOTICE OF MEETING

Notice is hereby given that the Board of Governors of the Metropolitan Community College Area will meet on Tuesday, October 26, 2021, commencing at 6:30 o’clock P.M. at the Fort Omaha Campus, 32nd & Sorensen Parkway, in the Institute for the Culinary Arts, Building #22, Room #201, Omaha, Douglas County, Nebraska, which meeting will be open to the public. An agenda for such meeting, kept continually current, is readily available for public inspection at the principal office of said Board of Governors, 30th & Fort Streets, Building #30, Omaha, Nebraska, during normal business hours.

Maureen Monahan  
Chair, Board of Governors  
ZNEZ

Publisher of the World Herald

I, (the undersigned) an authorized representative of the World Herald, a daily newspaper published in Omaha, Douglas County, Nebraska; do certify that the annexed notice NOTICE OF MEETING Notice was published in said newspapers on the following dates:

10/15/2021

The First insertion being given ...

10/15/2021

Newspaper reference: 0000285265

Billing Representative

Sworn to and subscribed before me this Friday, October 15, 2021

Notary Public

State of Virginia  
City of Richmond  
My Commission expires

Linh Thuý Le  
Notary Public  
Commonwealth of Virginia  
Reg. No. 7953581  
My Comm. Expires Nov. 30, 2025

E-mail reyerly@mccneb.edu

THIS IS NOT A BILL. PLEASE PAY FROM INVOICE. THANK YOU